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PTO/SB/05 (03-01)  
Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 34580.001CC  
First Inventor Paul Swift  
Title Bicycle Pedal That Can Fit A Multiplicity...  
Express Mail Label No. EL728641048US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
- ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
- ☒ Specification [Total Pages 41]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 15]
- Oath or Declaration [Total Pages 7]
  - ☒ Newly executed (original or copy)  
Copy from a prior application (37 CFR 1.63 (d))
  - ☐ (for continuation/divisional with Box 18 completed)
    - ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - ☐ Computer Readable Form (CRF)
  - Specification Sequence Listing on:
    - ☐ CD-ROM or CD-R (2 copies); or
    - ☐ paper
  - ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
- ☐ English Translation Document (if applicable)
- ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
- ☒ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- ☐ Other: .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No.: 09 / 360,561  
Prior application information: Examiner Vinh T. Luong Group Art Unit: 3682

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label 021907 or ☒ Correspondence address below

Name ROZSA & CHEN LLP  
Address 15910 Ventura Boulevard  
Suite 1601  
City Encino State CA Zip Code 91436  
Country USA Telephone (818)783-0990 Fax (818)783-0992

Name (Print/Type) Thomas I. Rozsa Registration No. (Attorney/Agent) 29,210  
Signature [Signature] Date 10-10-01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ ) 370.00

## Complete If Known

Application Number  
Filing Date  
First Named Inventor Paul Swift  
Examiner Name  
Group Art Unit  
Attorney Docket No. 34580.001CC

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 18-2222  
Deposit Account Name ROZSA & CHEN LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17  
☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Code	Large Entity Fee (\$)	Small Entity Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	370		Utility filing fee	370
106	330	206	165	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ ) 370.00

### 2. EXTRA CLAIM FEES

Total Claims 4 - 20\*\* = 0 X Fee from below = 0  
Independent Claims 3 - 3\*\* = 0 X Fee Paid = 0  
Multiple Dependent Claims

Large Entity Code	Large Entity Fee (\$)	Small Entity Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	42	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ )

## SUBMITTED BY

Name (Print/Type)	Thomas I. Rozsa	Registration No. (Attorney/Agent)	29,210	Telephone	(818) 783-0990
Signature	Thomas I. Rozsa	Date	10-10-01		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

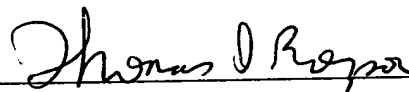
First Named Inventor	Paul Swift
Title	Bicycle Pedal That Can Fit A Multiplicity Of Shoe Cleats
Atty Docket Number	34580.001CC

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10-10-01

Date

  
Signature

Thomas I. Rozsa

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**

FORM PTO/SB/35

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Paul Swift

Application No.: 09 / 360,561 Group No.: 3682

Filed: 05/26/1999 Examiner: Vinh T. Luong

For: BICYCLE PEDAL THAT CAN FIT A MULTIPLE OF SHOE CLEATS

Assistant Commissioner for Patents  
Washington, D.C. 20231

**NOTIFICATION OF FILING OF CONTINUING,  
DIVISIONAL OR CONTINUED PROSECUTION APPLICATION**

Notification is hereby being made of the filing of a:

- ☐ continuation
- ☒ continuation-in-part
- ☐ divisional
- ☐ continued prosecution

application for this case

- ☒ concurrently herewith.

☐ on \_\_\_\_\_ Date \_\_\_\_\_

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10**  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10\*

- ☐ with sufficient postage as first class mail.

- ☒ as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

**TRANSMISSION** Express Mail No. EL 728641048 US

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Thomas I. Rozsa  
Signature

Date: October 10, 2001

Thomas I. Rozsa

(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by Express Mail **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Notification of Filing of Continuing, Divisional or Continued Prosecution Application [4-9] (pag 1 of 2))

2001 OCT 10 14:54

Thomas I. Rozsa 10/10/01  
SIGNATURE OF PRACTITIONER

Reg. No. 29,210

Thomas I. Rozsa

Tel. No.: (818) 783-0990

*(type or print name of practitioner)*

ROZSA & CHEN LLP

15910 Ventura Boulevard, Suite 1601

Customer No.: 021907

P.O. Address

Encino, California 91436-2815

0992541-100707-21452660

Attorney's Docket No. 34580.001CC

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Serial No.: 0 / (to be assigned) Group No.:

Filed: Examiner:

For:

Assistant Commissioner for Patents  
Washington, D.C. 20231

**EXPRESS MAIL CERTIFICATE**

"Express Mail" label number EL 728641048 US

Date of Deposit October 10, 2001

I hereby certify that the following *attached* paper or fee

PATENT SPECIFICATION, CLAIMS AND ABSTRACT

Entitled: BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF SHOE CLEATS

By Inventor(s): Paul Swift

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Thomas I. Rozsa

Typed or printed name of person mailing paper or fee

*Thomas I. Rozsa 10/10/01*

Signature of person mailing paper or fee

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**NOTE:** The label number need not be placed on each page. It should, however, be placed on the first page of each separate document, such as, a new application, amendment, assignment, and transmittal letter for a fee, along with the certificate of mailing by "Express Mail." Although the label number may be on checks, such a practice is not required. In order not to deface formal drawings it is suggested that the label number be placed on the back of each formal drawing or the drawings be accompanied by a set of informal drawings on which the label number is placed.

(Express Mail Certificate [8-3])

100101-2452660

## PATENT

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

# EXPRESS MAIL CERTIFICATE

"Express Mail" label number EL 728641048 US

Date of Deposit October 10, 2001

I hereby certify that the following *attached* paper or fee

COMBINED DECLARATION AND POWER OF ATTORNEY  
for the Invention

Entitled: BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF SHOE CLEATS

by Inventor(s): Paul Swift

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Thomas I. Rozsa, Esq.

Typed or printed name of person mailing paper or fee

Thomas I Regza 10/10/01

**Signature of person mailing paper or fee**

**NOTE:** Each paper must have its own certificate and the "Express Mail" label number as a part thereof or attached thereto. When, as here, the certification is presented on a separate sheet, that sheet must (1) be signed and (2) fully identify and be securely attached to the paper or fee it accompanies. Identification should include the serial number and filing date of the application as well as the type of paper being filed, e.g. complete application, specification and drawings, responses to rejection or refusal, notice of appeal, etc. If the serial number of the application is not known, the identification should include at least the name of the inventor(s) and the title of the invention.

**NOTE:** The label number need not be placed on each page. It should, however, be placed on the first page of each separate document, such as, a new application, amendment, assignment, and transmittal letter for a fee, along with the certificate of mailing by "Express Mail." Although the label number may be on checks, such a practice is not required. In order not to deface formal drawings it is suggested that the label number be placed on the back of each formal drawing or the drawings be accompanied by a set of informal drawings on which the label number is placed.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 34580.001CC

IN THE APPLICATION OF THE CONTINUATION-IN-PART OF CO-PENDING  
APPLICATION SERIAL NO. 09/360,561 FILED ON 05/26/1999:

Inventor: Paul Swift

For: BICYCLE PEDAL THAT CAN FIT A MULTIPLICITY OF  
SHOE CLEATS

Attorney: Thomas I. Rozsa

Registration No: 29,210

Telephone: (818) 783-0990

CHART TO COMPARE FIGURES FROM PARENT APPLICATION 09/360,561  
FILED ON 5/26/1999 TO FIGURES FOR NEW CIP PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In order to facilitate an examination of the new CIP Application being filed  
concurrently herewith, Applicant is providing to the Assistant Commissioner for Patents  
a table setting forth a comparison of the figures that were set forth in the original patent  
application 09/360,561 filed on 05/26/1999 and how those figures now relate to the new  
CIP Patent Application being filed concurrently herewith.



Figures From Patent Application  
Serial No. 09/360,561 Filed 05/26/99

Figures In New CIP Patent Application  
Filed Concurrently Herewith

Figure 1	No change
Figure 2	No change
Figure 3	No change
Figure 4a	No change
Figure 4b	No change
Figures 5a	Deleted
Figure 5b	Deleted
Figure 5c	Deleted
Figure 6a	Now FIG. 5a
Figure 6b	Now FIG. 5b
Figure 7a	Now FIG. 6a
Figure 7b	Now FIG. 6b
Figure 8a	Now FIG. 7a
Figure 8b	Now FIG. 7b
Figure 8c	Now FIG. 7c
Figure 9a	Now FIG. 8a
Figure 9b	Now FIG. 8b
Figure 10a	Now FIG. 9a
Figure 10b	Now FIG. 9b
Figure 10c	Now FIG. 9c
Figure 11a	Now FIG. 10a
Figure 11b	Now FIG. 10b
Figure 12	Now FIG. 11

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New FIG. 12

New FIG. 13

New FIG. 14

New FIG. 15

New FIG. 16

New FIG. 17

New FIG. 18

New FIG. 19

New FIG. 20

New FIG. 21

New FIG. 22

New FIG. 23

New FIG. 24

New FIG. 25

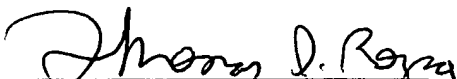
New FIG. 26

New FIG. 27

New FIG. 28

Respectfully submitted,

Dated: 10/6/01

  
Thomas I. Rozsa  
Registration No. 29, 210

634;cht